

Remarks

Applicants provide herewith an Amendment to the claims for the purpose of expediting prosecution only.

In the application, Claims 1-5, 10 and 11 are pending. Examiner has issued an Office Action dated January 17, 2007, wherein Claims 10 and 11 are rejected under U.S.C. 101; and Claims 1-5, 10 and 11 inclusive are rejected under U.S.C. 112, first paragraph.

Rejection under 35 U.S.C. 101

Examiner has rejected Claims 10 and 11 under 35 U.S.C. 101 as being unsupported by either a method asserted utility or a well established utility. Applicants have amended Claims 10 and 11 following Examiner's suggestion by changing the word "use" to "A method of treatment for acute coronary syndrome comprising."

Rejection under 35 U.S.C. 112, First Paragraph

Examiner has rejected Claims 1-5, 10 and 11 under 35 U.S.C. 112, first paragraph. Applicants have amended Claims 1-5, 10 and 11 by removing the word "prevention" following Examiner's suggestion. Claim 4 has been amended to an independent claim. In Claims 10 and 11, the word recurrence has been removed. Finally, Claims 10 and 11 have been rearranged. Applicants believe no new matter is added by operation of the amendments herein.

Applicants believe Claims 1-5, 10 and 11 are now in condition for allowance. Applicants thank Examiner for suggestions for overcoming the rejections.

Respectfully submitted,

/Francis O. Ginah/
Francis O. Ginah
Attorney for Applicant(s)
Registration No. 44,712
Phone: 317-276-9477

Eli Lilly and Company
Patent Division
P.O. Box 6288
Indianapolis, Indiana 46206-6288
February 9, 2007